

Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number Mark M. Sharf Sharf Law Firm 6320 Canoga Ave, #1400 Woodland Hills, CA 91367  818-788-4800 818-232-0315	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA</b>	
In re: LEMAR CONSTRUCTION, INC.  Debtor(s).	CASE NO.:  1:09-bk-21663MT

### NOTICE OF SALE OF ESTATE PROPERTY

<b>Sale Date:</b> April 7, 2010	<b>Time:</b> 10:00 a.m.
<b>Location:</b> Courtroom 302, 21041 Burbank Bl, Woodland Hills, CA 91367	

Type of Sale: ☒ Public ☐ Private

Last date to file objections:

March 24, 2010

Description of Property to be Sold: Four Ford F-150s, a Ford F-450, a 3500 GMC Pickup, a Dodge Dakota and a GMC Sierra, as more particularly described in the attached Notice.

Terms and Conditions of Sale: As is, where is, as more particularly described in the attached Notice.

Proposed Sale Price: \$15,500

Overbid Procedure (If Any): \$3000 must be tendered to Trustee at least 48 hours before hearing; see Notice

If property is to be sold free and clear of liens or other interests, list date, time and location of hearing:

Contact Person for Potential Bidders (include name, address, telephone, fax and/or e:mail address):

Mark M. Sharf

6320 Canoga Ave, #1400

Woodland Hills, CA 91367

818-788-4800; Fax 818-232-0315

mark@sharflaw.com

Date: March 12, 2010

MARK M. SHARF (140390)  
SHARF LAW FIRM  
6320 Canoga Ave, Suite 1400  
Woodland Hills, CA 91367  
Telephone No. (818) 788-4800  
Facsimile No. (818) 232-0315  
mark@sharflaw.com

Proposed Counsel for David R. Hagen, Trustee

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA

In re:	) Case No. 1:09-bk-21663-MT
	)
LEMAR CONSTRUCTION, INC.,	) Chapter 7
	)
	) <b>NOTICE OF TRUSTEE'S</b>
	) <b>MOTION TO SELL CERTAIN</b>
	) <b>PERSONAL PROPERTY</b>
	)
	) Date: March 10, 2010
	) Time: 10:00 a.m.
	) Place: Ctrm 302
	) 21041 Burbank Blvd.
	) Woodland Hills, CA 91367

**TO THE HONORABLE MAUREEN TIGHE, UNITED STATES BANKRUPTCY  
JUDGE, ALL CREDITORS, THE DEBTOR, OTHER INTERESTED PARTIES,  
AND TO THEIR COUNSEL OF RECORD:**

PLEASE TAKE NOTICE that on March 10, 2010 at 10:00 a.m. in  
Courtroom 302 of the United States Bankruptcy Court located at 21041 Burbank Blvd,  
Woodland Hills, CA 91367 David R. Hagen, the Chapter 7 Trustee (the "Trustee") of the  
bankruptcy estate of the above-captioned Debtor will move the Court for an order  
approving the sale of eight (8) vehicles formerly used by the Debtor, consisting of four  
(4) Ford F-150s, a Ford F-450, a 3500 GMC Pickup, a Dodge Dakota and a GMC Sierra,  
as more particularly described on the Attachment hereto (the "Property"), on an "as is"  
"where is", basis subject to existing liens (if any) to Superior Gunitite Co. (the "Buyer")  
for the sum of \$15,500 in cash, or to the highest bidder as detailed below and allowing  
the Trustee to execute and deliver all documents necessary in order to effectuate the sale.

1 The proposed sale is subject to overbid. Any person interested in  
2 submitting an overbid on the property must attend the hearing on this motion. The first  
3 overbid should be for at least \$16,500 and subsequent overbids should be in increments  
4 of \$1,000 thereafter. Overbidders must tender a cashier's check, made payable to David  
5 R. Hagen, Chapter 7 Trustee, in the amount of \$3,000 (the "Deposit") at the office of  
6 David R. Hagen located at 6320 Canoga Ave, Suite 1400, Woodland Hills, CA 91367, at  
7 least 48 hours prior to the hearing. The Deposit shall be non-refundable and forfeited to  
8 the Trustee if the winning overbidder is unable, for any reason, to close the sale within  
9 ten (10) days of the hearing.

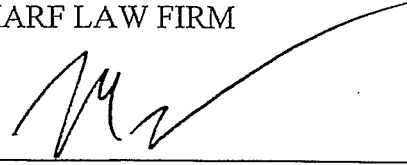
10 In the event the Court grants the motion, the Trustee will ultimately be  
11 required to deliver title, subject to any and all liens, to the successful buyer in order to  
12 consummate the sale transaction.

13 Any party may obtain a complete copy of the Motion to which this Notice  
14 relates (the "Motion") by requesting it from Mark M. Sharf, whose contact information is  
15 listed in the upper left hand corner of the first page of this document.

16 PLEASE TAKE FURTHER NOTICE that pursuant to Local Bankruptcy  
17 Rule 9013-1, any response or opposition to the Motion must be filed with the Clerk of the  
18 Bankruptcy Court located at 21041 Burbank Blvd, Woodland Hills, California 91367, and  
19 served on a) Mark M. Sharf at 6320 Canoga Ave, #1400, Woodland Hills, California  
20 91367 and b) the United States Trustee located at 21051 Warner Center Lane, Suite 115,  
21 Woodland Hills, CA 91367, not later than 14 days prior to the hearing on the Motion.  
22 Failure to timely file a response or opposition may be deemed to be consent by the Court  
23 to the relief sought in the Motion

24 DATED: February 10, 2010

SHARF LAW FIRM

25  
26   
27 Mark M. Sharf, proposed counsel for David  
28 R. Hagen, Chapter 7 Trustee

LeMar Construction, Inc.

VEHICLE	LICENSE PLATE & VIN NUMBER	REGISTRATION DUE	DRIVER'S LICENSE #	DRIVER'S ADDRESS	VALUE
1993 3500 GMC Pickup	1G7GC24W8D1510127 3N4G3905	31-Mar			
✓ 2000 Ford F-150	6H45424 1FTRX17L6YKA93888	30-Jun			
✓ 2000 Ford F-450	7B25534 1FDXF46F8YEA89908	31-Dec Driver			
✓ 2000 Ford F-150	6U47861 1F1ZX1727YNC36773	31-Aug			
✓ 2001 Ford F-150	7G84589 1F1ZX172X1NB12681	31-Mar			
✓ 2002 Dodge Dakota	6V56533 1B7GL12X62S519941	31-Jan			
✓ 2005 GMC Sierra	8B06232 1GDDC34U95E335855	28-Feb			
✓ 2007 Ford F-150	8K86780 1F1RF12287KD55930	8-Sep			

MARK M. SHARF (140390)  
SHARF LAW FIRM  
6320 Canoga Ave, Suite 1400  
Woodland Hills, CA 91367  
Telephone No. (818) 788-4800  
Facsimile No. (818) 232-0315  
mark@sharflaw.com

Proposed Counsel for David R. Hagen, Trustee

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA

In re	)	BK No. 1:09-bk-21663-MT
	)	Chapter 7
LEMAR CONSTRUCTION, INC.,	)	
	)	AMENDED NOTICE OF MOTION TO
	)	SELL CERTAIN PERSONAL
	)	PROPERTY
Debtor.	)	
	)	<u>Continued Hearing Date</u>
	)	Date: April 7, 2010
	)	Time: 10:00 a.m.
	)	Ctrm: 302
	)	21041 Burbank Blvd.
	)	Woodland Hills, CA 91367
	)	
	)	<u>Originally Scheduled Hearing Date</u>
	)	Date: March 10, 2010
	)	Time: 10:00 a.m.
	)	Ctrm: 302

PLEASE TAKE NOTICE that the hearing previously scheduled for March 10, 2010 at 10:00 a.m. in this matter to approve the sale of eight (8) vehicles formerly used by the Debtor for \$15,500 to Superior Gunito Co. (or the highest bidder) has been rescheduled to April 7, 2010 at 10:00 a.m. in Courtroom 302 of the United States Bankruptcy Court located at 21041 Burbank Blvd, Woodland Hills, CA 91367.

As indicated in detail in the prior Notice of Motion To Sell Certain Personal Property, the sale is of four (4) Ford F-150s, a Ford F-450, a 3500 GMC Pickup, a Dodge Dakota and a GMC Sierra on an "as is" "where is", basis subject to existing liens (if any) to Superior Gunito Co. (the "Buyer") for the sum of \$15,500 in cash, or to the highest bidder as detailed below.

1 The proposed sale is subject to overbid. Any person interested in submitting an  
2 overbid on the property must attend the hearing on this motion. The first overbid should  
3 be for at least \$16,500 and subsequent overbids should be in increments of \$1,000  
4 thereafter. Overbidders must tender a cashier's check, made payable to David R. Hagen,  
5 Chapter 7 Trustee, in the amount of \$3,000 (the "Deposit") at the office of David R.  
6 Hagen located at 6320 Canoga Ave, Suite 1400, Woodland Hills, CA 91367, at least  
7 48 hours prior to the hearing. The Deposit shall be non-refundable and forfeited to the  
8 Trustee if the winning overbidder is unable, for any reason, to close the sale within ten  
9 (10) days of the hearing.

10 Any party may obtain a complete copy of the Motion to which this Notice relates  
11 (the "Motion") by requesting it from Mark M. Sharf, whose contact information is listed  
12 in the upper left hand corner of the first page of this document.

13 PLEASE TAKE FURTHER NOTICE that pursuant to Local Bankruptcy Rule  
14 9013-1, any response or opposition to the Motion must be filed with the Clerk of the  
15 Bankruptcy Court located at 21041 Burbank Blvd, Woodland Hills, California 91367, and  
16 served on a) Mark M. Sharf at 6320 Canoga Ave, #1400, Woodland Hills, California  
17 91367 and b) the United States Trustee located at 21051 Warner Center Lane, Suite 115,  
18 Woodland Hills, CA 91367, not later than 14 days prior to the hearing on the Motion.  
19 Failure to timely file a response or opposition may be deemed to be consent by the Court  
20 to the relief sought in the Motion.

21 DATED: February 16, 2010

SHARF LAW FIRM

22  
23 

24 Mark M. Sharf, proposed counsel for David  
25 R. Hagen, Chapter 7 Trustee  
26  
27  
28

In re LEMAR CONSTRUCTION, INC.	CHAPTER: 7
Debtor(s).	CASE NO.: 1:09-bk-21663MT

**NOTE:** When using this form to indicate service of a proposed order, **DO NOT** list any person or entity in Category I. Proposed orders do not generate an NEF because only orders that have been entered are placed on a CM/ECF docket.

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:  
6320 Canoga Ave, #1400, Woodland Hills, CA 91367

A true and correct copy of the foregoing document described as Notice of Sale of Estate Property will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d), and **(b)** in the manner indicated below:

**I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** - Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) ("LBR"), the foregoing document will be served by the court via NEF and hyperlink to the document. On \_\_\_\_\_ I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email addressed indicated below:

☐ Service information continued on attached page

**II. SERVED BY U.S. MAIL OR OVERNIGHT MAIL** (indicate method for each person or entity served):

On March 12, 2010 I served the following person(s) and/or entity(ies) at the last known address(es) in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States Mail, first class, postage prepaid, and/or with an overnight mail service addressed as follow. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☒ Service information continued on attached page

**III. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL** (indicate method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on \_\_\_\_\_ I served the following person(s) and/or entity(ies) by personal delivery, or (for those who consented in writing to such service method) by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

<u>3/12/10</u>	<u>Sigal R. Sharf</u>	<u>/s/ Sigal R. Sharf</u>
Date	Type Name	Signature

Notice of Sale of Estate Property

**Bankruptcy Judge**

Honorable Maureen Tighe  
21041 Burbank Blvd, Suite 325  
Woodland Hills, CA 91367

**Attorney for Debtors**

Lesley Davis  
21650 Oxnard St Ste 500  
Woodland Hills, CA 91367

**Trustee**

David R Hagen  
6320 Canoga Avenue, Suite 1400  
Woodland Hills, CA 91367

**U.S. Trustee**

United States Trustee  
21051 Warner Center Lane, Suite 115  
Woodland Hills, CA 91367